

REGULAR CITY COUNCIL MEETING
JUNE 26, 1995

PRESENT

Don Dafoe	Mayor
Gayle Bunker	Council Member
Alan Burraston	Council Member
Robert Dekker	Council Member
Robert Droubay	Council Member
Dale Roper	Council Member

ABSENT

None

OTHERS PRESENT

Dorothy Jeffery	City Recorder
Richard Waddingham	City Attorney
Neil Forster	Public Works Director
Gregory Schafer	City Employee

Mayor Dafoe called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Dafoe stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio stations, and to each member of the City Council by personal delivery two days prior to the meeting.

Council Member Gayle Bunker offered an invocation, after which Mayor Dafoe led the City Council in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Public Hearing held June 12, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Dale Roper MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

The proposed minutes of a Public Hearing held June 12, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Dale Roper MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any

comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

The proposed minutes of a Public Hearing held June 12, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Robert Droubay MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

The proposed minutes of a Regular City Council Meeting held June 12, 1995, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Robert Droubay MOVED that the minutes be approved as corrected. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Gayle Bunker MOVED that the accounts payable be approved for payment as listed in the amount of \$87,989.33. The motion was SECONDED by Council Member Robert Droubay. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

NEW BUSINESS

ANDY THOMPSON, VISION DEVELOPMENT SUBDIVISION: FINAL PLAT - PHASE II - VISION DEVELOPMENT SUBDIVISION

Andy Thompson was not in attendance at this meeting; therefore, this item was not discussed.

COUNCIL MEMBER GAYLE BUNKER: PROPOSED ORDINANCE REGARDING PROPOSED ZONE CHANGES FROM R2 TO R-1-B AND FROM R-1-B TO R2 ON PROPERTY LOCATED WITHIN THE PENDRAY ESTATES SUBDIVISION

Mayor Dafoe explained that a Public Hearing has been scheduled for July 17, 1995, to receive public comment regarding this proposed zone change. Therefore, this agenda item cannot be considered until after that hearing.

Council Member Robert Dekker MOVED to table discussion of this item until a Special City Council Meeting on July 17, 1995. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER GAYLE BUNKER: SCHEDULE PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC COMMENT REGARDING A PROPOSED ZONE CHANGE FROM COMMERCIAL DEVELOPMENT TO RESIDENTIAL DEVELOPMENT (RD) ON PROPERTY LOCATED SOUTH ON LOCUST AVENUE/KIRTT & LISA MYERS

Mayor Dafoe asked Council Member Gayle Bunker to discuss a proposed zone change with the City Council.

Council Member Gayle Bunker presented the following recommendation from the Planning Commission regarding a zone change request from Kirtt & Lisa Myers:

"In a regular Planning Commission Meeting held June 22, 1995, an application for a zone change submitted by Kirtt & Lisa Myers was discussed. Mr. & Mrs. Myers have requested that a zone change from Commercial Development (CD) to Residential Development (RD) be approved on property located south on Locust Avenue. The property is described as follows:

Beginning at a point on the south R-O-W boundary of U. S. Highway 50 which bears S 0 51' 13" 36.81 ft. from the E 1/4 cor. of sec. 7, T.17S, R.O.W. S.L.B. and M. along the east boundary of said sec. 7, S 0 51' 13" W 602.21 ft., thence west 208'; thence N. 208'; thence E 208' thence S 208' to point of beginning.

This zone change has been requested by Mr. & Mrs. Myers in order to develop a one acre single lot subdivision and establish their residence there. The zone requested is contiguous with the Residential Development Zone that is located directly south of their lot. However, it is also located next to Commercial Development on the north, which could allow for a commercial business to locate next to their property.

The Planning Commission has discussed this zone change request in detail and has considered Zoning Officer Neil Forster's recommendation for approval. Therefore, the Planning Commission recommends that the zone change on the above mentioned property be approved."

Following brief discussion, Council Member Gayle Bunker MOVED to schedule a Public Hearing for Monday, July 17, 1995, at 6:30 p.m. for the purpose of receiving public comment regarding a zone change request from Commercial Development (CD) to Residential Development (RD). The motion was SECONDED by Council Member Robert Dekker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DON DAFOE: RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM WATER RESERVE FUND TO WATER O/M FUND

Mayor Dafoe asked Attorney Richard Waddingham to present a proposed resolution authorizing a transfer of funds.

Attorney Richard Waddingham presented the following proposed resolution entitled:

RESOLUTION NO. 95-233

A RESOLUTION OF THE DELTA CITY COUNCIL
TRANSFERRING FUNDS FROM THE WATER CAPITAL
RESERVE FUND TO THE WATER ENTERPRISE FUND
(FUND 51) FOR THE PURPOSE OF MEETING OPERATION
AND MAINTENANCE EXPENSES.

Mr. Forster, who was in attendance, explained that the Water Enterprise Fund has insufficient funds to meet the operation and maintenance expenses for Fiscal Year 1994-1995, and that the purpose of the resolution is to transfer \$15,000 from the Water Capital Reserve Fund to the Water Enterprise Fund in order to meet the operation and maintenance expenditures for Fiscal Year 1994-1995.

Following brief discussion, Council Member Gayle Bunker MOVED to adopt Resolution No. 95-233 as presented. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member Alan Burraston	Yes
Council Member Robert Dekker	Yes
Council Member Robert Droubay	Yes
Council Member Dale Roper	Yes

Mayor Dafoe then signed the resolution. Mayor Dafoe's signature was attested to by City Recorder Dorothy Jeffery.

Attorney Richard Waddingham also presented a proposed resolution entitled:

RESOLUTION NO. 95-234

A RESOLUTION REVISING THE MONTHLY SERVICE CHARGES FOR USE OF THE DELTA CITY WATER AND SEWER SYSTEMS.

Mr. Forster, who was in attendance, explained that the City's water and sewer utility funds have experienced significant increases in operation and maintenance costs and they will incur a significant deficit during the 1995-1996 budget year unless rates for water and sewer use are increased.

Mr. Waddingham said that the rate increases are outlined in the resolution. However, he explained that the water and sewer rates for residential users were increased by \$1.00 and the same percentage was applied to other types of facilities, which amounted to an 8.3% increase for water and a 9.1% increase for sewer.

Following discussion, Council Member Gayle Bunker MOVED to adopt Resolution No. 95-234 as presented. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member Alan Burraston	Yes
Council Member Robert Dekker	Yes
Council Member Robert Droubay	Yes
Council Member Dale Roper	Yes

Mayor Dafoe then signed the resolution. Mayor Dafoe's signature was attested to by City Recorder Dorothy Jeffery.

MAYOR DON DAFOE: RESOLUTION ADOPTING DELTA CITY'S AMENDED BUDGET FOR FISCAL YEAR 1994-1995

Mayor Dafoe presented a resolution adopting the Amended Budget For the Fiscal Year 1994-1995. The resolution is entitled:

RESOLUTION NO. 95-235

A RESOLUTION AMENDING RESOLUTION 94-228 AND THE BUDGET ADOPTED THEREBY TO PROVIDE FOR AMENDMENTS TO THE FISCAL YEAR 1994-1995 BUDGET OF THE CITY OF DELTA, UTAH.

Following brief discussion, Council Member Gayle Bunker MOVED to adopt Resolution No. 94-235 as presented. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any

comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Council Member Gayle Bunker	Yes
Council Member Alan Burraston	Yes
Council Member Robert Dekker	Yes
Council Member Robert Droubay	Yes
Council Member Dale Roper	Yes

Mayor Dafoe then signed the resolution. Mayor Dafoe's signature was attested to by City Recorder Dorothy Jeffery.

MAYOR DON DAFOE: CERTIFIED TAX RATE FOR FY 1995-1996

Mayor Dafoe explained that the City Council needs to adopt a Certified Tax Rate for Fiscal Year 1995-1996 in order to generate the same amount of revenue as Fiscal Year 1994-1995.

City Recorder Dorothy Jeffery said that she reviewed the tax rate information with Millard County Auditor John Hansen. In order to generate the approximate amount of revenue as Fiscal year 1994-1995 Mr. Hansen recommended that the tax rate be set at .004249. This rate would generate \$173,896.

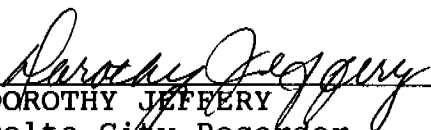
Following discussion, Council Member Gayle Bunker MOVED to adopt a Certified Tax Rate of .004249 for Fiscal Year 1995-1996. The motion was SECONDED by Council Member Dale Roper. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OTHER BUSINESS

Plans for the Fourth of July Celebration were discussed.

Mayor Dafoe asked if there were any comments, questions or items to be discussed. There being none, Council Member Robert Dekker MOVED to adjourn. The motion was SECONDED by Council Member Gayle Bunker. Mayor Dafoe asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously. Mayor Dafoe declared the meeting adjourned at 8:00 p.m.


DON DAFOE, Mayor



DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: SCCM 7-17-95